

PATENT 450100-2952.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :

Katsumi Tahara et al.

Serial No. :

08/477,855

Filed

June 7, 1995

For

PICTURE SIGNAL TRANSMITTING METHOD AND APPARATUS

Art Unit

2615

Examiner

L. Din

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231, on November 18, 1996

William S. Frommer, Reg. No. 25,506

Name of Applicant, Assignee or Registered Representative

9/gna/cure

November 18, 1996

Date of Signature

RESPONSE

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

This is in response to the Office Action dated August 21, 1996. Reconsideration of this application is requested.

Claims 1-23 have been rejected as being non-statutory under 35 U.S.C. §101 because they allegedly seek undue extension of monopoly timewise of patent rights of applicants' U.S. Patent No. 5,473,380. Claims 1-23 also have been rejected under the

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judicially created Doctrine of Obviousness-type Double Patenting as being unpatentable over claims 1-20 of U.S. Patent No. 5,473,380 in view of U.S. Patent 5,543,847 (Kato).

Consistent with 37 C.F.R. §1.321(b)(1)(iv) and MPEP §804.02, a Terminal Disclaimer signed by the below-named attorney of record is submitted herewith. Also enclosed is the requisite fee pursuant to 37 C.F.R. §1.20(d) in the amount of \$110.00. Finally, a Statement under 37 C.F.R. §3.73(b) signed by the attorney of record as permitted by MPEP §324 also is enclosed.

By reason of the Terminal Disclaimer submitted herewith, it is respectfully requested that the rejection of claims 1-23 under 35 U.S.C. §101 and under the judicially created Doctrine of Obvious-type Double Patenting be withdrawn.

Applicants appreciate the Examiner's implicit finding that the prior art made of record and not relied upon do not render the claims of the present application unpatentable.

The allowance of this application is respectfully requested.

Respectfully submitted,

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